



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
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| APPLICATION NUMBER | FILING DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO. |
|--------------------|-------------|-----------------------|---------------------|
| 09/296,452 | 4/21/99 | BRUCK | |

| EXAMINER | |
|----------|--------------|
| HUYNH | |
| ART UNIT | PAPER NUMBER |
| 2611 | |

DATE MAILED:

INTERVIEW SUMMARY

All participants (applicant, applicant's representative, PTO personnel):

- (1) ERIC KAMERATH (3) SON HUYNH
(2) RICK NYDEGER (4) ANDREW FAILE

Date of Interview 10/3/03

Type: ☐ Telephonic ☐ Televideo Conference ☒ Personal (copy is given to ☐ applicant ☒ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No If yes, brief description:

Agreement ☒ was reached. ☐ was not reached.

Claim(s) discussed: 10, 27, 58, 73 newly presented 94-95

Identification of prior art discussed: WO 00/13416 and Knudson et al of record.

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant's agreed to cancel claims conforming to fig 6. Applicant to present further additional ~~claims~~ independent claims (2) to improve claim scope in remaining independent claims. Examiners agree that WO 00/13416 is not valid prior art under 102(e). Claims appear to be allowable subject to further search.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

☒ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

Examiner Note: You must sign this form unless it is an attachment to another form.

Andrew Faile

ANDREW FAILE
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600

Manual of Patent Examining Procedure, Section 713.04 Substance of Interview must Be Made of Record

Except as otherwise provided, a complete written statement as to the substance of any face-to-face or telephone interview with regard to an application must be made of record in the application, whether or not an agreement with the examiner was reached at the interview.

§1.133 Interviews

(b) In every instance where reconsideration is requested in view of an interview with an examiner, a complete written statement of the reasons presented at the interview as warranting favorable action must be filed by the applicant. An interview does not remove the necessity for reply to Office action as specified in §§ 1.111 and 1.135. (35 U.S.C. 132)

§ 1.2. Business to be transacted in writing. All business with the Patent or Trademark Office should be transacted in writing. The personal attendance of applicants or their attorneys or agents at the Patent and Trademark Office is unnecessary. The action of the Patent and Trademark Office will be based exclusively on the written record in the Office. No attention will be paid to any alleged oral promise, stipulation, or understanding in relation to which there is disagreement or doubt.

The action of the Patent and Trademark Office cannot be based exclusively on the written record in the Office if that record is itself incomplete through the failure to record the substance of interviews.

It is the responsibility of the applicant or the attorney or agent to make the substance of an interview of record in the application file, unless the examiner indicates he or she will do so. It is the examiner's responsibility to see that such a record is made and to correct material inaccuracies which bear directly on the question of patentability.

Examiners must complete a two-sheet carbon interleaf Interview Summary Form for each interview held after January 1, 1978 where a matter of substance has been discussed during the interview by checking the appropriate boxes and filling in the blanks in neat handwritten form using a ball point pen. Discussions regarding only procedural matters, directed solely to restriction requirements for which interview recordation is otherwise provided for in Section 812.01 of the Manual of Patent Examining Procedure, pointing out typographical errors or unreadable script in Office actions or the like, or resulting in an examiner's amendment that fully sets forth the agreement are excluded from the interview recordation procedures below.

The Interview Summary Form shall be given an appropriate paper number, placed in the right hand portion of the file, and listed on the "Contents" list on the file wrapper. In a personal interview, the duplicate copy of the Form is removed and given to the applicant (or attorney or agent) at the conclusion of the interview. In the case of a telephonic interview, the copy is mailed to the applicant's correspondence address either with or prior to the next official communication.

The Form provides for recordation of the following information:

- Application Number of the application
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (personal or telephonic)
- Name of participant(s) (applicant, attorney or agent, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the claims discussed
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). (Agreements as to allowability are tentative and do not restrict further action by the examiner to the contrary.)
- The signature of the examiner who conducted the interview
- Names of other Patent and Trademark Office personnel present.

The Form also contains a statement reminding the applicant of his responsibility to record the substance of the interview.

It is desirable that the examiner orally remind the applicant of his obligation to record the substance of the interview in each case unless both applicant and examiner agree that the examiner will record same. Where the examiner agrees to record the substance of the interview, or when it is adequately recorded on the Form or in an attachment to the Form, the examiner should check a box at the bottom of the Form informing the applicant that he need not supplement the Form by submitting a separate record of the substance of the interview.

It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview:

A complete and proper recordation of the substance of any interview should include at least the following applicable items:

- 1) A brief description of the nature of any exhibit shown or any demonstration conducted,
- 2) an identification of the claims discussed,
- 3) an identification of specific prior art discussed,
- 4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the examiner,
- 5) a brief identification of the general thrust of the principal arguments presented to the examiner. The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he feels were or might be persuasive to the examiner,
- 6) a general indication of any other pertinent matters discussed, and
- 7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicant's record of the substance of an interview. If the record is not complete or accurate, the examiner will give the applicant one month from the date of the notifying letter to complete the reply and thereby avoid abandonment of the application (37 CFR 1.135(c)).

Examiner to Check for Accuracy

Applicant's summary of what took place at the interview should be carefully checked to determine the accuracy of any argument or statement attributed to the examiner during the interview. If there is an inaccuracy and it bears directly on the question of patentability, it should be pointed out in the next Office letter. If the claims are allowable for other reasons of record, the examiner should send a letter setting forth his or her version of the statement attributed to him. If the record is complete and accurate, the examiner should place the indication "Interview record OK" on the paper recording the substance of the interview along with the date and the examiner's initials.

**CONCURRENT VIEWING OF A VIDEO PROGRAMMING AND OF
TEXT COMMUNICATIONS CONCERNING THE VIDEO PROGRAMMING**

Filed: April 21, 1999 - Serial Number: 09/296,452

WN File No. 14531.63.18 / MS File No. 126640.1

Examiner Son P. Huynh

10. (Canceled) In a computer system having a graphical user interface including a display, a method comprising the steps of:
- receiving a video signal;
 - displaying the video signal in a video region on the display;
 - receiving text communications from one or more viewers of the video signal, the text communications being related to the video signal; and
 - displaying the received text communications in a chat region on the display with the video signal;
 - displaying an identifying characteristic of the video signal outside of the video and chat regions of the display, wherein the identifying characteristic includes a background underlying at least one of the video region and the chat region.

**PROPOSED CLAIM AMENDMENTS – FOR DISCUSSION PURPOSES ONLY
DO NOT ENTER IN RECORD**

**CONCURRENT VIEWING OF A VIDEO PROGRAMMING AND OF
TEXT COMMUNICATIONS CONCERNING THE VIDEO PROGRAMMING**

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Examiner Son P. Huynh

27. (Canceled) A graphical user interface for presentation on a display device, the graphical user interface comprising:

a video region of the display for presentation of a video program having an identifying characteristic; and

a chat region of the display for real-time presentation of text communications between viewers of the video program during viewing of the video program, wherein the appearance of the graphical user interface outside the video region is determined at least in part by an identifying characteristic of the video program, wherein the identifying characteristic is used to determine a background underlying at least one of a portion of the video region and a portion of the chat region.

**PROPOSED CLAIM AMENDMENTS – FOR DISCUSSION PURPOSES ONLY
DO NOT ENTER IN RECORD**

**CONCURRENT VIEWING OF A VIDEO PROGRAMMING AND OF
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Examiner Son P. Huynh

58. (Previously Presented) In a client system comprising a display for simultaneously showing video programs received from one or more video sources and chat communication corresponding to the received video programs, wherein the client system is capable of connecting to one or more host servers of one or more service providers and one or more chat servers offering one or more chat rooms, a method of a service provider controlling a client system's access to one or more chat rooms that have been associated with a particular video program, comprising:

at the client system, receiving a video program from a video source;

displaying the video program at the client system;

receiving chat link data from the service provider indicating that the client system may display a user selectable chat link for connecting to a chat room that is associated with the video program;

displaying the user selectable chat link simultaneously with the video program;

upon receiving user selection of the chat link, sending a chat request to a host server;

receiving a chat room identifier from the host server that identifies the available chat room associated with the video program and a chat server; and

automatically connecting the client system with the chat room that is associated with the video program using the chat room identifier received from the host server.

PROPOSED CLAIM AMENDMENTS – FOR DISCUSSION PURPOSES ONLY
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**CONCURRENT VIEWING OF A VIDEO PROGRAMMING AND OF
TEXT COMMUNICATIONS CONCERNING THE VIDEO PROGRAMMING**

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WN File No. 14531.63.18 / MS File No. 126640.1

Examiner Son P. Huynh

73. (Previously Presented) For a client system comprising a display for simultaneously showing video programs received from one or more video sources and chat communication corresponding to the received video programs, wherein the client system is capable of connecting to one or more host servers of one or more service providers and one or more chat servers offering one or more chat rooms, a computer program product comprising computer-executable instructions for implementing a method of a service provider controlling a client system's access to one or more chat rooms that have been associated with a particular video program, the method comprising:

at the client system, receiving a video program from a video source;

displaying the video program at the client system;

receiving chat link data from the service provider indicating that the client system may display a user selectable chat link for connecting to a chat room that is associated with the video program;

displaying the user selectable chat link simultaneously with the video program;

upon receiving user selection of the chat link, sending a chat request to a host server;

receiving a chat room identifier from the host server that identifies the available chat room associated with the video program and a chat server; and

automatically connecting the client system with the chat room that is associated with the video program using the chat room identifier received from the host server.

PROPOSED CLAIM AMENDMENTS – FOR DISCUSSION PURPOSES ONLY
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**CONCURRENT VIEWING OF A VIDEO PROGRAMMING AND OF
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Filed: April 21, 1999 - Serial Number: 09/296,452

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Examiner Son P. Huynh

94. (New) In a client system comprising a display for simultaneously showing video programs received from one or more video sources and chat communication corresponding to the received video programs, wherein the client system is capable of connecting to one or more host servers of one or more service providers and one or more chat servers offering one or more chat rooms, a method of a service provider controlling a client system's access to one or more chat rooms that have been associated with a particular video program, comprising:

at the client system, receiving a video program from a video source;

displaying the video program at the client system;

receiving chat link data from the service provider indicating that the client system may display a user selectable chat link for connecting to a chat room that is associated with the video program,

displaying the user selectable chat link simultaneously with the video program;

upon receiving user selection of the chat link, sending a chat request to a host server;

receiving a chat room identifier from the host server that identifies the available chat room associated with the video program and a chat server;

automatically connecting the client system with the chat room that is associated with the video program using the chat room identifier received from the host server;

receiving a user interface template identifier that identifies one of a plurality of user interface templates available at the client system, each of which defines at least a video region for displaying the video program and a chat region for displaying text communication; and

displaying any received or sent chat communication based on the identified user interface template.

**PROPOSED CLAIM AMENDMENTS – FOR DISCUSSION PURPOSES ONLY
DO NOT ENTER IN RECORD**

**CONCURRENT VIEWING OF A VIDEO PROGRAMMING AND OF
TEXT COMMUNICATIONS CONCERNING THE VIDEO PROGRAMMING**

Filed: April 21, 1999 - Serial Number: 09/296,452

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Examiner Son P. Huynh

95. (New) For a client system comprising a display for simultaneously showing video programs received from one or more video sources and chat communication corresponding to the received video programs, wherein the client system is capable of connecting to one or more host servers of one or more service providers and one or more chat servers offering one or more chat rooms, a computer program product comprising computer-executable instructions for implementing a method of a service provider controlling a client system's access to one or more chat rooms that have been associated with a particular video program, the method comprising:

at the client system, receiving a video program from a video source;

displaying the video program at the client system;

receiving chat link data from the service provider indicating that the client system may display a user selectable chat link for connecting to a chat room that is associated with the video program;

displaying the user selectable chat link simultaneously with the video program;

upon receiving user selection of the chat link, sending a chat request to a host server;

receiving a chat room identifier from the host server that identifies the available chat room associated with the video program and a chat server;

automatically connecting the client system with the chat room that is associated with the video program using the chat room identifier received from the host server;

receiving user interface template identifier that identifies one of a plurality of user interface templates available at the client system, each of which defines at least a video region for displaying the video program and a chat region for displaying text communication; and

displaying any received or sent chat communication based on the identified user interface template.

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